IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTIETH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 8494 of 2005

Between:

K. Anand Kishore S/o. Rajaiah
National Institute of Technology, Warangal.

..... PETITIONER

AND

The Director, National Institute of Technology,
Warangal-506 004.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more in the nature of Mandamus declaring the Order No. C3/2005/7619, dt. 16-3-2005 issued by the Director, National Institute of Technology, Warangal as illegal, arbitrary, unjust and opposed to all canons of enquiry, justice and fair play and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.A.RADHA KRISHNA

Counsel for the Respondent: MR.NUTY RAM MOHAN RAO

The Court, at the admission stage, made the following :

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO: 8494 of 2005

ORDER:

Challenging the Order No.C3/2005/7619, dated 16-03-2005, issued by the respondent-Director, National Institute of Technology, Warangal, in placing the petitioner under suspension, the present writ petition has been filed.

2. Heard the learned counsel for the petitioner and the learned standing counsel for the respondent.

3 . It is stated that the petitioner is working as a Lecturer in the Department of Chemical Engineering, Regional Engineering College, Warangal. On the ground of misconduct, the petitioner was placed under suspension. The allegation made against the petitioner is that he caught hold of the hand of one Sailaja who is student of the said college. On the complaint lodged by her against the petitioner, a committee was constituted to conduct enquiry and while the enquiry is pending, the petitioner was placed under suspension from service.

4. Normally, this Court will not interfere with the suspension order pending enquiry unless it is vitiated by the malafidies or when the authorities who placed the employee under suspension have no jurisdiction. But, in the present case, there is no allegation with regard to the malafidies or the jurisdiction of the authorities who placed the employee under suspension.

5 . Therefore, on considering the material available on record, I feel it consider to dispose of the writ petition with certain direction.

6. Accordingly, the writ petition is disposed of directing the respondent to

complete the enquiry within a period of two months from the date of receipt of a copy of this order. No costs.

_____

April 20, 2005

KVR

To

1. The Director, National Institute of Technology,
Warangal-506 004.

2. Two C.D. Copies.